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Governor  
Kenneth L. Alkema  
Executive Director  
Don A. Ostler, P.E.  
Director

State of Utah  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
DIVISION OF WATER QUALITY

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Salt Lake City, Utah  
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MINERALS PROGRAM  
FILE COPY

Reply to: State of Utah  
Division of Water Quality  
Department of Environmental Quality  
Salt Lake City, Utah 84114-4870

November 29, 1991

Mr. Tim Provan, Director  
Utah Division of Wildlife Resources  
Salt Lake City, Utah 84116-3195

RE: Comment Regarding Tenneco Ground Water  
Permit

Dear Mr. Provan:

We received your November 13, 1991 comments regarding protection of wildlife at the Tenneco Mine near St. George. The Division of Water Quality regards the protection of wildlife of significant importance, and we have dealt with the issue within the context of our existing rules by incorporating requirements for fencing and the covering of solution ditches in the associated construction permit. To date, we are not aware of any significant bird losses in Utah due to these type facilities. If this does become a problem, we will consider modification of our rules to the extent our authority allows to address this issue. We are also willing to work directly with you regarding any authorities you have to address this issue should it become a problem. We hope this resolves your concerns.

The final permits are being issued with appropriate minor modifications. However, in the event there are further issues, we recommend you work directly with Tenneco. By copy of this letter, we are notifying Tenneco Minerals of your concerns and our response to your comments. In addition, we are soliciting their cooperation in this matter. If you have further questions call Mack Croft at 538-6146.

Sincerely,

Don A. Ostler, P.E.  
Director

DAO:leg/mhf

cc: Southwest District Public Health Department  
Wayne Thomas, District Engineer  
Tenneco Minerals  
Division of Oil, Gas and Mining

Q: TENNECO.WLF  
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DIVISION OF  
OIL GAS & MINING